

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH

Joint Investigation by DPH and PURA of REJA's (Rainbow Springs)
Request to Cease Operations as a Water Company

DOCKET NO. 14-12-21

INTERROGATORY COMPLIANCE BY REJA

April 2015

Submitted By:

James Colin Mulholland
Its Appearing Counsel

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH

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INTERROGATORY COMPLIANCE

DPH-1 to DPH-19

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

Joint Investigation by DPH and PURA of REJA's (Rainbow Springs) Request to Cease Operations as a Water Company, Docket Number 14-12-21

Prepared by: John Wittenzellner Jr.

Interrogatory DPH-1:

Provide a copy of the notice REJA sent to its Rainbow Springs water system customers regarding REJA's plan to cease operations as a water company.

Response:

Please see "Exhibit No. 1"

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-2:

Provide a description of all of REJA's water company property, whether real or personal, including, but not limited to land, equipment, buildings, active, inactive and emergency sources of supply, treatment systems, storage facilities, pumping facilities, and distribution systems ("Rainbow Springs Water System"). Include in such description the date on which the property was placed in service, its location, hydraulic capabilities, including but not limited to flow, pressure, capacity, size, and length, and safe yield.

Response:

Please see Water Supply Plan - "Exhibit No. 2".

REJA Acquisition Corporation - Rainbow Springs Division

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-3:

Provide maps of REJA's property associated with the Rainbow Springs Water System, including maps containing REJA's Class 1, 2, and 3 water company land, land held for future potential sources of supply, and active, inactive and emergency sources of supply, if any.

Response:

Please see response to Interrogatory DPH-2.

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-4:

Provide information regarding REJA's real property (Class 1, 2, and 3 water company land) that REJA is not proposing to transfer, if any.

Response:

No water company land will be retained by REJA upon the conclusion of this sale.

REJA Acquisition Corporation - Rainbow Springs Division

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Prepared by: James Colin Mulholland, Esq.

Interrogatory DPH-5:

Indicate whether there are any liens against any of REJA's property associated with the Rainbow Springs Water System, whether real or personal, and the amount of said liens.

Response:

As of March 15, 2015, there are no liens against any of REJA's property associated with the Rainbow Springs Water System, whether real or personal.

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: James Colin Mulholland, Esq.

Interrogatory DPH-6:

Does REJA have access to REJA's wells, transmission and distribution mains, reservoirs, tanks and standpipes, pumps and pump stations, hydrants, meters, curb stops, service connections, and personal property owned by REJA? If such access is authorized by an easement, right-of-way or lease, please provide the document authorizing such access.

Response:

Yes, to the extent of the applicable items. See attached "Exhibit No. 3".

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-7:

Provide water system maps or "as-built" plans of the Rainbow Springs Water System's water distribution system.

Response:

Please see response to Interrogatory DPH-2, no other maps exist for this system.

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-8:

Provide a copy of the DPH approval of abandonment of any source of supply not currently being utilized by REJA, if any.

Response:

There are no sources that are not currently being utilized by REJA that are planned to be abandoned.

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-9:

Provide copies of diversion permits issued by the Department of Energy and Environmental Protection ("DEEP"), formerly the Department of Environmental Protection, if any, for any water system owned by REJA.

Response:

There is no diversion permits required for the Rainbow Springs water system as usage is less than 1,000 GPD.

REJA Acquisition Corporation - Rainbow Springs Division

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-10:

Provide a summary of all formal and informal enforcement actions, e.g., orders, consent orders, civil penalties, and violation letters, issued by the DPH and the DEEP in the past ten years. Provide a summary of the status of REJA's compliance with such actions, including and explanation regarding how REJA will resolve any outstanding items.

Response:

There are no formal or informal enforcement actions against REJA or the Rainbow Springs water system.

REJA Acquisition Corporation - Rainbow Springs Division

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-11:

Provide a copy of the DPH's most recent sanitary survey report for the Rainbow Springs Water System and REJA's response thereto.

Response:

See "Exhibit No. 4".

REJA Acquisition Corporation - Rainbow Springs Division

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-12:

Provide what type of minor and major repairs to the Rainbow Springs Water System that REJA anticipates will have to be performed within the next five years. Identify the repairs and estimate the cost of the repairs.

Response:

There are no current minor or major repairs planned for the Rainbow Springs Water System.

REJA Acquisition Corporation - Rainbow Springs Division

Date: March 8, 2015

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-12:

Provide what type of minor and major repairs to the Rainbow Springs Water System that REJA anticipates will have to be performed within the next five years. Identify the repairs and estimate the cost of the repairs.

Response:

There are no current minor or major repairs planned for the Rainbow Springs Water System.

REJA Acquisition Corporation - Rainbow Springs Division

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Interrogatory DPH-13:

Provide data regarding the Rainbow Springs Water System's water production, if any, and consumption for the past two years.

Response:

See "Exhibit No. 5".

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-14:

Provide a copy of all the Rainbow Springs Water System's water quality tests and results for the past three years.

Response:

See "Exhibit No. 6"

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-15:

Provide the Rainbow Springs Water System's current number of customers and the number of those customers that are metered.

Response:

There are 8 unmetered customers at Rainbow Springs.

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-16:

Provide information regarding the operation of the Rainbow Springs Water System, including the name or names of the certified operator or operators that have operated the system for the past five years, the name of the employer and employees of such certified operator or operators, a copy of the operator agreement or agreements, and the amount or amounts paid to such certified operator or operators for operating the system for the past five years.

Response:

Robert Wittenzellner has been the operator of record for more than the last 10 years. Rainbow Springs has an oral agreement with Aqua Pump Company, Inc., and one of its owners, Victor Nigro Jr. to provide backup and/or additional services if needed.

Rainbow Springs has not paid for the services provided by the operator for more than 10 years.

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-17:

Provide information regarding how the Rainbow Springs Water System is managed, including information regarding the specific duties and responsibilities of the manager of the Rainbow Springs Water System and any employees of such manager.

Response:

See answer to DPH-16.

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-18:

Please describe REJA's organizational structure. Please also provide the name and title of the person(s) who has the authority to enter into binding agreements on behalf of REJA and the document that provides such authority.

Response:

John Wittenzellner – 50% owner
Robert Wittenzellner – 50% owner

Both John and Robert Wittenzellner have the authority to enter into binding agreements on behalf of REJA.

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Prepared by: John Wittenzellner Jr.

Interrogatory DPH-19:

Please provide a copy of REJA's operation and maintenance plan, asset management plan, emergency plan, and any other water supply plan REJA may have to assure the proper operation and maintenance of the Rainbow Springs Water System

Response:

There is no current operation and maintenance plan, asset management plan or emergency plan, however there is a water supply plan, see "Exhibit No. 2".